

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
AWILDA GOMEZ

Plaintiff,

07 CIV. 9296(CLB)(GAY)

-against-

**DECLARATION OF  
JENNIFER E. SHERVEN  
IN SUPPORT OF  
MOTION TO DISMISS**

VILLAGE OF SLEEPY HOLLOW, DETECTIVE  
JOSE QUINOY in his individual and official  
capacity, POLICE OFFICER ELDRYK EBEL in  
his individual and official capacity, POLICE  
OFFICER MIKE GASKER in his individual and  
official capacity, LIEUTENANT BARRY  
CAMPBELL in his individual and official capacity,  
LIEUTENANT GABRIEL HAYES in his  
individual and official capacity, SERGEANT  
WOOD in his individual and official capacity,  
CHIEF OF POLICE JIMMY WARREN in his  
individual and official capacity, and POLICE  
OFFICERS JOHN DOES 1 – 4,

Defendants.

-----X

**JENNIFER E. SHERVEN**, an attorney duly admitted to practice law in the Courts of  
the State of New York, hereby affirms, under penalty of perjury, the following:

1. I am an associate with the law firm of MIRANDA SOKOLOFF SAMBURSKY  
SLONE VERVENIOTIS LLP, attorneys for defendants in the above-captioned action. I  
submit this declaration in connection with the individual defendants' motion, pursuant to Fed.  
R. Civ. P. 12(c), to dismiss the plaintiff's complaint against them under the doctrine of  
qualified immunity.

2. The individual defendants submit this motion in accordance with the Individual  
Practices of the Honorable Charles L. Brieant, and following the February 26, 2008 deposition  
of plaintiff, Awilda Gomez, which was taken with respect to the issue of qualified immunity.

3. The attached exhibits are relevant to the individual defendants' motion to dismiss. Each exhibit is a true and accurate copy of what it purports to be.

4. Annexed hereto are the following exhibits:

Exhibit A A copy of plaintiff's Complaint.

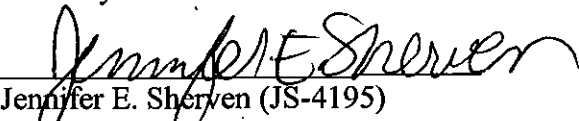
Exhibit B A copy of defendants' Answer

Exhibit C A copy of the transcript of plaintiff's February 26, 2008 deposition.

Exhibit D A copy of the plaintiff's Statement of Admission, dated October 18, 2006.

Dated: Mineola, New York  
April 16, 2008

MIRANDA SOKOLOFF SAMBURSKY  
SLONE VERVENIOTIS LLP  
Attorneys for Defendants

  
Jennifer E. Sherven (JS-4195)  
240 Mineola Boulevard  
Mineola, New York 11501  
(516) 741-7676  
Our File No.: 07-157